

In re Patent Application of:
CHANG ET AL.
Serial No. 10/786,261
Filed: 02/25/2004

REMARKS

Claims 1-11 are pending in this application.

Claims 1 to 11 are subject to a restriction requirement under 35 USC 121 to elect a single disclosed species for prosecution.

Claims 1-6 and 8-11 are said to be drawn to a polarization dependent polarizer for depolarizing two linear orthogonally polarized beams of light. - Invention I

Claim 7 is said to be drawn to a polarization dependent depolarizer wherein a high order depolarizing waveplate is defined. - Invention II

The applicant hereby elects invention I defined by claims 1-6 and 8-11.

It should be noted that claim 7 should have been made dependent on claim 3 as it would otherwise lack antecedent basis for the wording "the polarization dependent depolarizer, wherein said high-order depolarizing 45° waveplate".

Claim 7 has been amended to now depend from claim 3 and is believed to fall under invention I. Therefore, the applicant respectfully requests that claims 1-6, amended claim 7 and claims 8-11 be considered if generic claim 1 is allowable.

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The Office Action further indicates that claims 2, 4, 6 and 8-11 relate to species 1 and claims 3 and 5 relate to species 2.

Accordingly, Applicant hereby elects species 1. Applicant believes that claims 2, 4, 6, and 8 to 11 are readable thereon.

It is understood that if claims 2, 4, 6, and 8-11 are deemed patentable, claims 3, 5, and 7 will be considered with respect to their patentability.

In view of the foregoing remarks and amendments to the claims, it is respectfully submitted that the instant application is now in condition for allowance.

Early and favorable reconsideration of the Examiner's objections would be appreciated.

Should any minor informalities need to be addressed, the Examiner is encouraged to contact the undersigned attorney at the telephone number listed below.

Please charge any shortage in fees due in connection with the filing of this paper, including Extension of Time fees, to Deposit Account No. 50-1465 and please credit any excess fees to such deposit account.

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Respectfully submitted,



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CERTIFICATE OF FACSIMILE TRANSMISSION

I HEREBY CERTIFY that the foregoing correspondence has been forwarded via facsimile number 571-273-8300 to M/S AMENDMENT, COMMISSIONER FOR PATENTS, this 1st day of August 2005.

J. Kallemin